

Panaji, 7th November, 1985 (Kartika 16, 1907)

SERIES I No. 32

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA, DAMAN AND DIU

### GOVERNMENT OF GOA, DAMAN AND DIU

Public Works and Urban Development Department

#### Notification

3-13/8/84-LAWD

Whereas, certain draft rules to amend the Goa, Daman and Diu Municipalities (Cattle Pounds) Rules, 1971, were published as required by sub-section (3) of section 306 of the Goa, Daman and Diu Municipalities Act, 1968 (1 of 1969) at page 372 of the Official Gazette, Series I, No. 22 dated 29-8-1985 under the Notification No. 3-13/8/84-LAWD dated 14-8-1985 of the P.W. & U.D. Department, Government of Goa, Daman and Diu, Secretariat, Panaji, inviting objections and suggestions from all persons likely to be affected thereby till fifteen days from the date of publication of the said Notification in the Official Gazette.

And whereas the said Gazette was made available to the public on 29-8-85.

And whereas, no objections and suggestions have been received from the public on the said draft, by the Government.

Now therefore, in exercise of the powers conferred by sub-section (1) of section 306 of the Goa, Daman and Diu Municipalities Act, 1968 (1 of 1969) read with sub-section (1) of section 272 and sub-section (1) of section 274 of the said Act and all other powers enabling it in that behalf the Government of Goa, Daman and Diu, hereby makes the following rules so as to amend the Goa, Daman and Diu Municipalities (Cattle Pounds) Rules, 1971.

1. *Short title and commencement:*— (1) These rules may be called the Goa, Daman and Diu Municipalities (Cattle-Pounds) (First Amendment) Rules, 1985.

(2) They shall come into force at once.

2. *Amendment of Schedules:*— For the First and Second Schedules to the Goa, Daman and Diu Municipalities (Cattle-Pounds) Rules, 1971 the following Schedules shall be substituted, respectively, namely:—

#### FIRST SCHEDULE

(See Rule 6)

Cattle	Pound fee per head of cattle per day
1	2
	Rs.
Elephant, Camel or buffalo	25/-
Horse, mare, gelding, pony, colt, filly, mule, bull, bullock, cow or heifer	20/-
Calf or ass	15/-
Ram, ewe, sheep, lamb, goat or kid	10/-

#### SECOND SCHEDULE

(See Rule 16)

Cattle	Amount of security deposit per head of the cattle		
	Municipalities 'A' Class	Municipalities 'B' Class	Municipalities 'C' Class
1	2	3	4
Elephant, Camel or buffalo	150.00	100.00	50.00
Horse, mare, gelding, pony, colt, filly, mule, bull, bullock, cow or heifer	125.00	100.00	35.00
Calf or ass	45.00	35.00	25.00
Ram, ewe, sheep, lamb, goat or kid	35.00	25.00	15.00

By order and in the name of the Administrator of Goa, Daman and Diu.

A. V. Pimenta, Under Secretary (PW & UD).

Panaji, 28th October, 1985.

Law Department

Legal Affairs Branch

#### Notification

LD/8/3/85-L. A. B.

The following Notification bearing No. A-12018/3/85-A.T. dated the 26th July, 1985 issued by the Ministry of Personnel and Training, Administrative

Reforms and Public Grievances and Pension (Department of Personnel and Training), New Delhi, is hereby republished for the general information of the public.

*B. S. Subbanna*, Under Secretary (Drafting).

Panaji, 25th September, 1985.

No. A-12018/3/85-A.T.

# GOVERNMENT OF INDIA

## MINISTRY OF PERSONNEL AND TRAINING, ADMINISTRATIVE REFORMS AND PUBLIC GRIEVANCES AND PENSION

(Department of Personnel and Training)

*New Delhi, the 26th July, 1985*

### Notification

G. S. R. — In exercise of the powers conferred by clauses (d), (e) and (f) of sub-section (2) of section 35 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby makes the following rules, namely: —

**1. Short title and commencement.** — (1) These rules may be called the Central Administrative Tribunal (Procedure) Rules, 1985.

(2) They shall come into force on the 2nd September, 1985.

**2. Definitions.** — In these rules, unless the context otherwise requires: —

(a) "Act" means the Administrative Tribunals Act, 1985 (13 of 1985);

(b) "agent" means a person duly authorised by a party to present application or reply on its behalf before the Tribunal;

(c) "applicant" means a person making an application to the Tribunal under Section 19;

(d) "Application" means an application made to the Tribunal under section 19;

(e) "legal practitioner" shall have the same meaning as is assigned to it in the Advocates Act, 1961 (25 of 1961);

(f) "Presiding Officer" means the presiding officer of a Bench;

(g) "Registrar" means the Registrar of the Tribunal and includes any officer to whom the powers and functions of the Registrar may be delegated under clause (2) of rule 26;

(h) "Registry" means the Registry of the Tribunal;

(i) "Section" means a section of the Act;

(j) "transferred application" means the suit or other proceeding which has been transferred to the Tribunal under sub-section (1) of section 29;

(k) "Tribunal" means the Central Administrative Tribunal established under section 4.

**3. Language of the Tribunal.** — (1) The language of the Tribunal shall be English:

Provided that the parties to a proceeding before the Tribunal may file documents drawn up in Hindi if they so desire;

Provided further that a Bench may in its discretion, permit the use of Hindi in the proceedings; However, the final order shall be in English.

(2) Notwithstanding anything contained in sub-rule (1), the Tribunal may pass such order in Hindi, as and when it deems fit;

Provided that any such order shall be accompanied by a translation in English of the same, duly attested by the Bench concerned.

**4. Procedure for filing applications.** — (1) An application to the Tribunal shall be presented in Form 1 annexed to these rules by the applicant in person or by an agent or by a duly authorised legal practitioner, to the Registrar or sent by registered post addressed to the Registrar.

(2) The application under sub-rule (1) shall be presented in six complete sets in a paper book form alongwith an empty file size envelope bearing full address of the respondent and where the number of respondents is more than one, sufficient number of extra paper books together with empty file size envelopes bearing full address of each respondent shall be furnished by the applicant.

**5. Presentation and scrutiny of applications.** — (1) The Registrar, or, as the case may be the officer authorised by him under rule 4, shall endorse on every application the date on which it is presented or deemed to have been presented under that rule and shall sign the endorsement.

(2) If, on scrutiny, the application is found to be in order, it shall be duly registered and given a serial number.

(3) If the application, on scrutiny is found to be defective and the defect noticed is formal in nature, the Registrar may allow the party to rectify the same in his presence and if the said defect is not formal in nature, the Registrar may allow the applicant such time to rectify the defect as he may deem fit.

(4) If the concerned applicant fails to rectify the defect within the time allowed in sub-rule (3), the Registrar may by order and for reasons to be recorded in writing, decline to register the application.

(5) An appeal against the order of the Registrar under Sub-rule (4) shall be made within 15 days of the making of such order to the Presiding Officer concerned in chamber whose decision thereon shall be final.

**6. Place of filing applications.** — The application shall be filed by the applicant either with the Registrar of the additional Bench within whose jurisdiction the applicant is posted for the time being or with the Registrar of the principal Bench.

**7. Application fee.** — Every application filed with the Registrar shall be accompanied by a fee of rupees fifty and the fee may be remitted either in

the form of a crossed Demand Draft drawn in a Nationalised Bank in favour of the Registrar and payable at the station where Registrar's office is situated or remitted through a crossed Indian Postal Order drawn in favour of Registrar and payable in General Post Office of the station where the Tribunal is located.

**8. Contents of application.** — (1) Every application filed under rule 4 shall set forth, concisely under distinct heads, the grounds for such application and such grounds shall be numbered consecutively and shall be typed in double space on one side of the paper.

(2) It shall not be necessary to present separate application to seek interim order or direction if in the original application the same is prayed for.

**9. What to accompany the application.** — (1) Every application shall be accompanied by a paper book containing:

(i) the certified copy of an order against which the application has been filed;

(ii) all documents relied upon by the applicant and mentioned in the application;

(iii) details of the crossed Demand Draft or crossed Indian Postal Order representing the application fee;

(iv) index of documents.

(2) The documents referred to in sub-rule (1) shall be neatly typed in double space on one side of the paper, duly attested by a Gazetted Officer and numbered accordingly.

(3) Where the parties to the suit or proceedings are being represented by an agent, documents authorising such agent shall also be appended to the application;

Provided that where the agent is a legal practitioner, such document of authorisation shall be in the form of a duly executed Vakalatnama.

**10. Plural remedies.** — An applicant shall not seek relief or reliefs based on more than a single cause of action in one single application unless the reliefs prayed for are consequential to one another.

**11. Endorsing copy of application to the respondent.** — A copy of the application and paper-book shall be served on each of the respondent as soon as they are filed, by the Registrar by registered post.

**12. Filing of reply and other documents by the respondent.** — (1) The respondent may file six complete sets containing the reply to the application alongwith documents in a paper-book form with the registry within one month of the service of the notice of the filing of the application on him.

(2) The respondent shall also endorse one copy of the reply alongwith documents as mentioned in sub-rule (1) to the applicant.

(3) The Tribunal may, in its discretion, on application by the respondent allow the filing of reply referred to in sub-rule (1), after the expiry of the period referred to therein.

**13. Date and place of hearing to be notified.** — The Tribunal shall notify to the parties the date and the place of hearing of the application.

**14. Hearing of applications.** — (1) On the date fixed, or any other date to which the hearing could be adjourned, the Tribunal shall decide the application on a perusal of documents and written representations and after hearing of oral arguments, if any, allowed by the Tribunal in the circumstances of the case.

(2) The Tribunal shall allow the applicant and the respondent to give oral arguments as referred to in sub-rule (1) for such time as it may deem fit.

(3) After holding an enquiry in terms of sub-section (3) of section 22 or on the conclusion of oral arguments as required under sub-rules (1) and (2), the Tribunal shall decide the application.

**15. Action on application for applicant's default.**

(1) Where on the date fixed for hearing on the application or on any other date for which such hearing may be adjourned, the applicant does not appear when the application is called on for hearing, the Tribunal may, in its discretion, either dismiss the application for default or hear and decide it on merit.

(2) Where an application has been dismissed for default and the applicant appears afterwards and satisfies the Tribunal that there was sufficient cause for his non-appearance when the application was called on for hearing, the Tribunal shall make an order setting aside the order dismissing the application and restore the same.

**16. Hearing on application ex-parte.** — Where on the date fixed for hearing on the application or on any other date to which hearing is adjourned, the applicant appears and the respondent does not appear when the application is called on for hearing, the Tribunal may, in its discretion, adjourn or hear and decide the application ex-parte.

**17. Adjournment of application.** — The Tribunal may on such terms as it deems fit and at any stage of the proceedings adjourn hearing of the application.

**18. Order to be signed and dated.** — Every order of the Tribunal shall be in writing and shall be signed and dated by the Members constituting the Bench concerned.

**19. Publication of orders.** — Such of the orders of the Tribunal as are deemed fit for publication in any authoritative report or the press may be released for such publication on such terms and conditions as the Tribunal may law down.

**20. Communication of orders to parties.** — Every order passed on an application shall be communicated to the applicant and to the respondent either in person or by registered post free of cost.

**21. No fee for inspection of records.** — No fee shall be charged for inspecting the records of a pending application by a party thereto.

**22. Orders and directions in certain cases.** — The Tribunal may make such orders or give such direc-

tions as may be necessary or expedient to give effect or in relation to its orders or to prevent abuse of its process or to secure the ends of justice.

**23. Registration of legal practitioners' clerks. —**

(1) A clerk employed by a legal practitioner and permitted, as such to have access to the records of and obtain copies of the orders of the Tribunal in which the legal practitioner practices is known as a "registered clerk".

(2) A legal practitioner desirous of registering his clerk shall put in an application to the Registrar in Form 2 appended to these rules.

(3) A legal practitioner shall have at a time not more than two registered clerks unless the Registrar by general or special order otherwise permits.

(4) A register of all the registered clerks shall be maintained in the office of the Registrar and after registration of the clerk, the Registrar shall direct the issue of an identity card to each registered clerk which shall be non-transferrable and shall be produced by the holder upon request by any officer or other employee of the Tribunal authorised in this behalf.

(5) The identity card mentioned in sub-rule (4) shall be issued under the signature of the Deputy Registrar of the Tribunal.

(6) Whenever a legal practitioner ceases to employ a registered clerk, he shall notify the fact at once to the Registrar by means of a letter enclosing therewith the identity card issued to his clerk by the registry and on receipt of such letter the name of the registered clerk shall be struck off from the register.

**24. Working hours of the Tribunal. —** Except on Saturdays, Sundays and other public holidays, the offices of the Tribunal shall, subject to any order made by the Chairman, remain open daily from 10.00 a. m. to 6.00 p. m. but no work, unless of an urgent nature, shall be admitted after 4.30 p. m. on any working day.

**25. Sitting hours of the Tribunal. —** The sitting hours of the Tribunal (including a vacation Bench) shall ordinarily be from 10.30 a. m. to 1.00 p. m. and 2.00 p. m. to 5.00 p. m. subject to any order made by the Chairman.

**26. Powers and functions of the Registrar. —** (1) The Registrar shall have the custody of the records of the Tribunal and shall exercise such other functions as are assigned to him under these rules or by the Chairman by separate order.

(2) The Registrar may, with the approval of the Chairman, delegate to Joint Registrar or Deputy Registrar any function required by these rules to be exercised by the Registrar.

(3) In the absence of Registrar, The Joint Registrar or the Deputy Registrar, as the case may be, may exercise all the functions of the Registrar.

(4) The official seal shall be kept in the custody of the Registrar.

(5) Subject to any general or special direction by the Chairman, the seal of the Tribunal shall not be affixed to any order, summons or other process save under the authority in writing from the Registrar or the Deputy Registrar.

(6) The seal of the Tribunal shall not be affixed to any certified copy issued by the Tribunal save under the authority in writing of the Registrar or the Deputy Registrar.

**27. Additional powers and duties of Registrar. —** In addition to the powers conferred elsewhere in these rules, the Registrar shall have the following powers and duties subject to any general or special order of the Chairman namely: —

(i) to receive all applications and other documents including transferred applications;

(ii) to decide all questions arising out of the scrutiny of the applications before they are registered;

(iii) to require any application presented to the Tribunal to be amended in accordance with the rules;

(iv) subject to the directions of the respective Benches to fix date of hearing of the applications or other proceedings and issue notices thereof;

(v) to direct any formal amendment of records;

(vi) to order grant of copies of documents to parties to proceedings;

(vii) to grant leave to inspect the records of the Tribunal;

(viii) dispose of all matters relating to the service of notices or other processes, applications for the issue of fresh notices or for extending the time for or ordering a particular method of service on a respondent including a substituted service by publication of the notice by way of advertisements in the newspapers;

(ix) to requisition records from the custody of any court or other authority;

(x) to receive application for the substitution of legal representatives of the deceased parties during the pendency of the application;

(xi) applications for substitution, except where the substitution would involve setting aside or abatement;

(xii) applications by parties for return of documents.

**28. Seal and emblem. —** The official seal and emblem of the Tribunal shall be such as the Central Government may specify.

**29. Dress for the Members and staff of the Tribunal. —** The dress for the Members of the Tribunal (including Chairman and Vice Chairman) and members of the staff of the Tribunal shall be such as the Chairman may specify.

**30. Dress for the parties. —** Every legal practitioner or, as the case may be presenting officer shall

appear before the Tribunal in his professional dress, if any, and if there is no such dress:—

(i) if a male, in a close collared black coat or in an open collared black coat with white shirt and trousers and black tie;

(ii) if a female, in a black coat over a white saree or over any other white dress.

R. MAHADEVAN

Under Secretary to the Government of India

FORM I

(See rule 4)

CT No.

Application under Section 19 of the Administrative Tribunals Act, 1985.  
For use in Tribunals Office

DATE OF FILING OR DATE OF RECEIPT BY POST REGISTRATION NO.	SIGNATURE REGISTRAR
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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

\* PRINCIPAL BENCH, NEW DELHI

\* ADDITIONAL BENCH

BETWEEN

A B APPLICANT

C D RESPONDENT

\* Delete whichever is not applicable.

#### Details of Application

##### 1. Particulars of the applicant

- Name of the applicant
- Name of Father/Husband
- Designation and office in which employed
- Office address
- Address for service of all notices

##### 2. Particulars of the respondent

- Name and/or designation of the respondent
- Office address of the respondent
- Address for service of all notices

##### 3. Particulars of the order against which application is made

The application is against the following order:

- Order No.
- Date
- Passed by
- Subject in brief

##### 4. Jurisdiction of the Tribunal

The applicant declares that the subject matter of the order against which he wants redressal is within the jurisdiction of the Tribunal.

##### 5. Limitation

The applicant further declares that the application is within the limitation prescribed in section 21 of the Administrative Tribunals Act, 1985.

##### 6. Facts of the case

The facts of the case are given below:—

(Give here a concise statement of facts in a chronological order, each paragraph containing as nearly as possible a separate issue, fact or otherwise).

##### 7. Relief(s) sought

In view of the facts mentioned in para 6 above, the applicant prays for the following relief(s):—

(Specify below the relief(s) sought explaining the ground for the relief(s) and the legal provisions (if any) relied upon.)

##### 8. Interim order, if prayed for

Pending final decision on the application, the applicant seeks issue of the following interim order:—

(Give here the nature of the interim order prayed for with reasons).

##### 9. Details of the remedies exhausted

The applicant declares that he has availed of all the remedies available to him under the relevant service rules, etc. —

(Give here chronologically the details of representations made and the outcome of such representations).

##### 10. Matter not pending with any other court, etc.

The applicant further declares that the matter regarding which this application has been made is not pending before any court of law or any other authority or any other Bench of the Tribunal.

##### 11. Particulars of Bank Draft/Postal Order in respect of the Application Fee

1. Name of the Bank on which drawn

2. Demand Draft No.

OR

1. Number of Indian Postal Order(s)

2. Name of the issuing Post Office

3. Date of issue of Postal Order(s)

4. Post Office at which payable

##### 12. Details of Index

An index in duplicate containing the details of the documents to be relied upon is enclosed.

##### 13. List of enclosures

In verification:

I ..... (name of the applicant), S/o, D/o, W/o ..... age ..... working as ..... resident of .....

do hereby verify that the contents from 1 to 13 are true to my personal knowledge and belief and that I have not suppressed any material facts.

Place: ..... Signature of the applicant.

Date: .....

To  
The Registrar,

## FORM 2

(See, Rule 29)

## Application for the Registration of a Clerk

1. Name of legal practitioner on whose behalf the clerk is to be registered.
2. Particulars of the clerk to be registered.
  - (i) Full Name; (in capitals)
  - (ii) Father's name.
  - (iii) Age and date of birth.
  - (iv) Place of birth.
  - (v) Nationality.
  - (vi) Educational qualifications.
  - (vii) Particulars of previous employment, if any.

I, ..... (clerk above named) do hereby affirm that the particulars relating to me given above are true.

Signature of Clerk.

3. Whether the legal practitioner has a clerk already registered in his employ, and whether the clerk sought to be registered is in lieu of or in addition to the clerk already registered.
4. Whether the clerk sought to be registered is already registered as a clerk of any other legal practitioner and if so, the name of such practitioner.

I, ..... (legal practitioner) certify that the particulars given above are true to be best of my information and belief and that I am not aware of any facts which would render undesirable the registration of the said ..... (name) as a Clerk.

Date.

Signature of legal practitioner.

To

The Registrar of the Tribunal,

## Notification

LD/8/3/85-L.A.B.

The following Notification bearing No. AT/12018/1/85-AT dated the 10th August, 1985 issued by the Ministry of Personnel and Training, Administrative Reforms and Public Grievances and Pension (Department of Personnel and Training) Government of India, New Delhi, is hereby republished for the general information of the public.

*B. S. Subbanna*, Under Secretary (Drafting) to the Government of Goa, Daman and Diu.

Panaji, 7th October, 1985.

No. A-12018/1/85-AT  
GOVERNMENT OF INDIA

**MINISTRY OF PERSONNEL AND TRAINING,  
ADMINISTRATIVE REFORMS AND PUBLIC  
GRIEVANCES AND PENSION**

(Department of Personnel &amp; Training)

New Delhi, the 10th August, 1985

## Notification

G. S. R. No. — In exercise of the powers conferred by clause (c) of sub-section (2) of section 35 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby makes the following rules, namely:—

1. **Short title and commencement.**—(1) These rules may be called the Central Administrative Tribunal (Salaries and Allowances and Conditions of Service of Chairman, Vice-Chairmen and Members) Rules, 1985.

(2) They shall come into force, on the date of their publication in the Official Gazette.

2. **Definitions.**—In these rules, unless the context otherwise requires:—

(a) "Act" means the Administrative Tribunals Act, 1985 (13 of 1985);

(b) "Tribunal" means the Central Administrative Tribunal.

3. **Pay.**—(1) The Chairman shall receive a pay of rupees three thousand five hundred plus a special pay of rupees five hundred per mensem; a Vice-Chairman and a Member shall receive a pay of rupees three thousand five hundred per mensem and rupees three thousand per mensem, respectively:

Provided that in the case of an appointment as a Chairman, Vice-Chairman or a Member of a person who has retired as a judge of a High Court or who has retired from service under the Central Government or a State Government and who is in receipt of or has received or has become entitled to receive any retirement benefits by way of pension and/or gratuity, employer's contribution to the Contributory Provident Fund or other forms of retirement benefits, the aforementioned pay shall be reduced by the gross amount of pension and pension equivalent of gratuity or employer's contribution to the Contributory Provident Fund or any other form of retirement benefits, if any, drawn or to be drawn by him.

4. **Dearness allowance and city compensatory allowance.**—The Chairman, a Vice-Chairman and a Member shall receive dearness allowance and city compensatory allowance appropriate to their pay at the rates admissible to Grade 'A' Officers of the Central Government drawing a pay of rupees three thousand or above.

5. **Retirement from parent service on appointment as Member.**—(1) The Chairman, a Vice-Chairman or a Member who, on the date of his appointment to the Tribunal, was in service under the Central Government or a State Government, shall seek retirement from such service before his appointment to the Tribunal and in the case of a sitting Judge of a High Court who is appointed as Chairman, a Vice-Chairman, his service in the Tribunal shall be treated as actual service within the meaning of para 11 (b) (i) of Part 'D' of the Second Schedule to the Constitution.

(2) On such retirement as is provided for in sub-rule (1), the Chairman, Vice-Chairman and Member—

(i) shall be entitled to receive pension and gratuity in accordance with the retirement rules applicable to him;

(ii) shall not be allowed to carry forward his earned leave but shall be entitled to receive cash equivalent to leave salary, if any, in accordance with the rules applicable to him prior to his retirement.



**6. Leave.** — (1) A person, on appointment in the Tribunal as a Chairman, Vice-Chairman or a Member shall be entitled to leave as follows:

(i) earned leave at the rate of fifteen days for every completed calendar year of service or a part thereof;

(ii) half pay leave on medical certificate or on private affairs at the rate of twenty days in respect of each completed year of service and the leave salary for half pay leave shall be equivalent to half of the leave salary admissible during the earned leave;

(iii) leave on half pay can be commuted to full pay leave at the discretion of the Member, provided it is taken on Medical grounds and is supported by a medical certificate from the competent medical authority;

(iv) extra-ordinary leave without pay and allowances upto a maximum period of one hundred eighty days in one term of office.

(2) If the Chairman, a Vice-Chairman or a Member is unable to enjoy full vacation on account of his occupation with the Tribunal, he shall be entitled to add the unenjoyed period of vacation to the leave account.

*Explanation:* — For the purpose of this sub-rule "vacation" means vacation of thirty days in each calendar year observed by the Tribunal.

(3) On the expiry of his terms of office in the Tribunal, the Chairman, the Vice-Chairman or a Member shall be entitled to receive cash equivalent of leave salary in respect of the earned leave standing to his credit provided that the quantum of leave encashed under this sub-rule and sub-rule (2) of rule 5 shall not exceed 180 days.

(4) The Chairman, the Vice-Chairman or other Members shall be entitled to receive the dearness allowance as admissible on the leave salary under sub-rule (2) at the rates in force on the date of the relinquishment of the office in the Tribunal;

Provided that he shall not be entitled for the city compensatory allowance or any other allowance on such leave.

**7. Leave sanctioning authority.** — The Chairman shall be the authority competent to sanctioning leave to the Vice-Chairman and a Member and the President shall be the authority competent to sanction leave to the Chairman.

**8. Pension.** — (1) Every person appointed to the Tribunal as the Chairman, a Vice-Chairman or a Member shall be entitled to pension provided that no such pension shall be payable:

(i) if he has put in less than two years of service; or

(ii) if he has been removed from an office in the Tribunal under sub-section (2) of section 9 of the Act.

(2) Pension under sub-rule (1) shall be calculated at the rate of rupees seven hundred per annum for each completed year of service or a part thereof and

irrespective of the number of years of service in the Tribunal, the maximum amount of pension shall not exceed rupees three thousand five hundred per annum.

Provided that the aggregate amount of pension payable under this rule together with the amount of any pension (including commuted portion of pension, if any) drawn or entitled to be drawn while holding office in the Tribunal shall not exceed the maximum amount of pension prescribed for a Judge of the High Court.

**9. Provident Fund.** — The Chairman, a Vice-Chairman or a Member shall be entitled to subscribe to the General Provident Fund at his option and in case of his so opting shall be governed by the provisions of the Central Provident Fund (Central Services) Rules:

Provided that if the Chairman, a Vice-Chairman or a Member was Judge of a High Court or was a Member of an *All India Service* immediately before his joining the Tribunal, he shall be governed by the rules which were applicable to him immediately before joining the Tribunal.

**10. Travelling Allowances.** — The Chairman, a Vice-Chairman or other Member while on tour or on transfer (including the journey undertaken to join the Tribunal or on the expiry of his term with the Tribunal to proceed to his home town) shall be entitled to the travelling allowances, daily allowance, transportation of personal effects and other similar matters at the same scales and at the same rates as are prescribed in the High Court Judges (Travelling Allowances) Rules, 1956.

**11. Leave Travel Concession.** — The Chairman, a Vice-Chairman or other Member shall be entitled to the leave travel concession at the same rates and at the same scales and on the same conditions as are applicable to Grade 'A' Officer of the Central Government drawing a pay or rupees three thousand or above.

**12. Accommodation.** — (1) Every person appointed to the Tribunal as a Chairman, a Vice-Chairman or a Member shall be entitled to the use of an official residence from the general pool accommodation of the type admissible to an officer of the rank of a Secretary to the Government of India stationed at Delhi on the payment of the license fee at the rates prescribed by the Central Government from time to time.

(2) When a Chairman, a Vice-Chairman or a Member is not provided with or does not avail himself of the general pool accommodation referred to in sub-rule (1) he may be paid every month an allowance of an amount equal to fifteen percent of his pay.

(3) Where the Chairman, a Vice-Chairman or a Member occupies an official residence beyond the permissible period he shall be liable to pay additional license fee or penal rent, as the case may be, and liable to eviction in accordance with the rules applicable to Secretary to the Government of India belonging to the Indian Administrative Service.

**13. Facility of conveyance.** — The Chairman, Vice-Chairman and a Member shall be entitled to the

facility of staff car for journeys for official and private purpose in accordance with the Staff Car Rules of the Government of India.

**14. Facilities for Medical Treatment.** — The Chairman, Vice-Chairman or other Member shall be entitled to medical treatment and hospital facilities as provided in the Contributory Health Service Scheme Rules, 1954 and in places where the Central Health Services Scheme is not in operation the Chairman, Vice-Chairman and members shall be entitled to the facilities as provided in the Central Services Medical Attendance Rules.

**15. Conditions of service of sitting Judges of the High Court appointed as Chairman or Vice-Chairman.** — Notwithstanding anything contained in these rules, where a sitting judge of a High Court is appointed as the Chairman or a Vice-Chairman of the Tribunal the service conditions as contained in the High Court Judges (Conditions of Service) Act, 1954 and the rules made thereunder shall apply to him.

**16. Residuary provision.** — The Conditions of service of the Chairman, Vice-Chairman or other Member for which no express provision is available in these rules shall be determined by the rules and orders for the time being applicable to a Secretary to the Government of India belonging to the Indian Administrative Service.

**17. Powers to relax rules.** — The Central Government shall have power to relax the provisions of any of these rules in respect of any class of categories of persons.

**R. MAHADEVAN**

Under Secretary to the Govt. of India.

#### Notification

LD/8/3/85-L.A.B.

The following three Notifications all bearing No. A-11019/31(2)/85-AT dated 26th July, 1985 and one Notification bearing No. A-11019/31(2)/85-AT dated 20th August, 1985 issued by the Ministry of Personnel and Training Administrative Reforms and Public Grievances and Pension (Department of Personnel and Training), New Delhi, are hereby republished for the general information of the Public.

**B. S. Subbanna**, Under Secretary (Drafting) to the Government of Goa, Daman and Diu.

Panaji, 23rd October, 1985.

No. A-11019/13/85-AT

GOVERNMENT OF INDIA

(BHARAT SARKAR)

#### MINISTRY OF PERSONNEL AND TRAINING, ADMINISTRATIVE REFORMS AND PUBLIC GRIEVANCES AND PENSION

(KARMIK AUR PRASIKSHAN, PRASHASNIK SUDHAR AUR LOK SHIKAYAT TATHA PENSION MANTRALAYA) ...

(Department of Personnel & Training)

(Karmik Aur Prasikshan Vibhag)

New Delhi, the 20th August, 1985

#### Notification

G.S.R.No. In exercise of the powers conferred by sub-section (1) of Section 4 of the Administrative

Tribunal Act, 1985 (13 of 1985), and in supersession of the notification No. GSR 608(E), dated the 26th July, 1985, the Central Government hereby establishes the Central Administrative Tribunal with effect from the 2nd day of October, 1985, which shall be the 'appointed day' within the meaning of clause (c) of section 3 of the Act.

(A-11019/13/85-AT)

**R. MAHADEVAN**

Under Secretary to the Govt. of India.

No. A-11019/31(2)/85-AT

GOVERNMENT OF INDIA

#### MINISTRY OF PERSONNEL AND TRAINING, ADMINISTRATIVE REFORMS AND PUBLIC GRIEVANCES AND PENSION

(Department of Personnel & Training)

New Delhi, the 26th July, 1985

#### Notification

G.S.R. 610 (E) Whereas the Principal bench and the additional benches of the Central Administrative Tribunal have since been constituted;

Now, therefore, in exercise of the powers conferred by sub-section(1) of section 18 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby directs that the Principal bench and the additional benches specified in column (2) of the Table hereto annexed shall deal with all matters falling within the purview of the Central Administrative Tribunal within the territories specified against the Principal bench and each of the additional benches in column (3) of the said Table;

Provided that nothing contained in this notification shall debar the Principal bench to entertain applications under rule 6 of the Central Administrative Tribunal (Procedure) Rules, 1985.

TABLE

S. No.	Bench situated at	Jurisdiction of the Bench
(1)	(2)	(3)
1.	Delhi (Principal Bench)	States of Jammu and Kashmir, Haryana, Himachal Pradesh, Punjab, Rajasthan and the Union Territories of Chandigarh and Delhi.
2.	Allahabad (Additional Bench)	States of Bihar and Uttar Pradesh.
3.	Bangalore (Additional Bench)	State of Andhra Pradesh and Karnataka.
4.	Bombay (Additional Bench)	States of Gujarat and Maharashtra (Excluding areas falling within the Jurisdiction of Nagpur Bench) and Union Territories of Dadra and Nagar Haveli and Goa, Daman and Diu.
5.	Calcutta (Additional Bench)	States of Orissa, Sikkim and West Bengal and Union Territory of Andaman and Nicobar Islands.



(1)	(2)	(3)
6. Gauhati (Additional Bench)		States of Assam, Manipur, Meghalaya Nagaland and Tripura and Union Territories of Arunachal Pradesh and Mizoram.
7. Madras (Additional Bench)		States of Kerala and Tamilnadu and Union Territories of Lakshdweep and Pondicherry.
8. Nagpur (Additional Bench)		States of Madhya Pradesh and Judicial Districts of Akola, Amravati, Bhandara, Buldana, Chanda, Nagpur, Wardha, Yeatmal and Gadchiroli, of the State of Maharashtra.

No. A-11019/31(2)/85-AT)

R. MAHADEVAN

Under Secretary to the Govt. of India

New Delhi, the 26th July, 1985

## Notification

G.S.R. 608 (E) In exercise of the powers conferred by sub-section (1) of section 4 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby establishes the Central Administrative Tribunal with effect from the 2nd day of

September, 1985, which shall be the 'appointed day' within the meaning of clause (c) of section 3 of the Act.

(A.11019/13/85AT)

Sd/-

(R. MAHADEVAN)

Under Secretary to the Govt. of India

No. A-11019/31/85-AT

New Delhi, the 26th July, 1985

## Notification

G.S.R. 609 (E) In exercise of the powers conferred by sub-section (7) of section 5 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby specifies, —

- i) Delhi as the place at which the Principal Bench of the Central Administrative Tribunal shall ordinarily sit, and
- ii) Allahabad, Bangalore, Bombay, Calcutta, Gauhati, Madras and Nagpur as the places at which the additional Benches of the Central Administrative Tribunal shall ordinarily sit.

Sd/-

(R. MAHADEVAN)

Under Secretary to the Govt. of India